

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 61st LEGISLATURE - REGULAR SESSION

JOINT APPROPRIATIONS SUBCOMMITTEE ON JUDICIAL BRANCH, LAW ENFORCEMENT, AND JUSTICE

Call to Order: Chairman Ray Hawk, on February 19, 2009 at 9:00
A.M., in Room 317-A Capitol

ROLL CALL

Members Present:

Rep. Ray Hawk, Chairman (R)
Sen. John Brueggeman, Vice Chairman (R)
Sen. Keith Bales (R)
Sen. Steven Gallus (D)
Rep. Dennis Getz (D)
Rep. Cynthia Hiner (D)
Rep. Bill Nooney (R)

Members Excused: None

Members Absent: None

Staff Present: Debbie Carlson, Committee Secretary
Brent Doig, OBPP
Pat Gervais, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Executive Action: Judicial Branch
Department of Justice
Office of Public Defender
Department of Corrections
Board of Crime Control

Judicial Branch

- 00:02:21 Chairman Hawk
- 00:05:30 **Motion/Vote:** Rep. Hiner moved Elected Official Request for Drug Court Funding **BE ADOPTED**. Motion carried unanimously by voice vote.
- 00:05:49 **Motion/Vote:** Rep. Hiner moved Elected Official Request for Additional District Court Judges and Staff \$560,327 and 5 FTE for six months **BE ADOPTED**. Motion carried unanimously by voice vote.

DP 1001 Appellate Mediator

- 00:06:33 **Motion/Vote:** Chairman Hawk moved **DP 1001** Appellate Mediator, \$123,782 in FY10, and \$117,394 in FY2011 **BE ADOPTED**. Motion carried unanimously by voice vote.

DP 1005 Indigent Victims of Domestic Violence

- 00:07:00 **Motion/Vote:** Chairman hawk moved **DP 1005 BE ADOPTED**. Motion carried unanimously by voice vote

DP 1008 Rent Park Avenue Building

- 00:07:26 **Motion/Vote:** Rep. Hiner moved **DP 1008 BE ADOPTED** at \$4,631 and \$7,022. Motion carried unanimously by voice vote.

DP 1010 ITSD Fixed costs PL Adjustment

- 00:07:50 **Motion/Vote:** Chairman Hawk moved **DP 1010 BE ADOPTED**. Motion carried unanimously by voice vote.

DP 2001 Judicial Standards Restricted/Biennial

- 00:08:18 **Motion/Vote:** Rep. Hiner moved **DP 2001 BE ADOPTED** as restricted/biennial. Motion carried unanimously by voice vote.

DP 2002 State Special Spending Authority for Judges Training

- 00:08:38 **Motion/Vote:** Chairman Hawk moved **DP 2002 BE ADOPTED**. Motion carried unanimously by voice vote.

DP 4003 Youth Probation Fees Spending Authority Increase

00:09:09 **Motion/Vote:** Sen. Gallus moved **DP 4003 BE ADOPTED.**
Motion carried unanimously by voice vote.

DP 4004 State Special Authority for Accrued Leave Payouts

00:09:24 **Motion/Vote:** Sen. Gallus moved **DP 4004 BE ADOPTED.**
Motion carried unanimously by voice vote.

DP 4001 Minimum Staffing for District Court Judges

00:09:37 **Motion/Vote:** Sen. Gallus moved **DP 4001 BE ADOPTED.**
Motion carried unanimously by voice vote.

DP 5001 Water Court Rent Increase

00:10:02 **Motion/Vote:** Rep. Hiner moved **DP 5001 BE ADOPTED.**
Motion carried unanimously by voice vote.

DP 5002 Water Court Office Expansion

00:10:26 **Motion/Vote:** Rep. Hiner moved **DP 5002 BE ADOPTED.**
Motion carried unanimously by voice vote.

00:11:38 Pat Gervais, Legislative Fiscal Division
00:14:22 Chairman Hawk
00:14:35 Lois Menzies, Court Administrator
00:15:14 Judge Bruce Lobel, Montana Water Court
00:15:35 Ed Smith, Clerk of Supreme Court
00:15:51 Rep. Getz
00:16:27 Chairman Hawk
00:16:37 Ms. Gervais
00:16:55 Sen. Brueggeman
00:17:08 Ms. Gervais
00:17:43 Sen. Brueggeman
00:18:04 Chairman Hawk explained that the subcommittee reviewed the list of ideas for interim monitoring and removed items related to decision packages that were not adopted. He also indicated that without objection the listed items would be recommended to the Legislative Finance Committee for monitoring. No objections were raised.

Department of Justice

DP 201 Distribute Settlement Funds to Injured Parties

00:18:49 **Motion/Vote:** Sen. Brueggeman moved **DP 201 BE ADOPTED.**
Motion carried unanimously by voice vote.

00:19:14 Chairman Hawk

00:19:23 Ms. Gervais

ALS Rate Approval

00:20:14 **Motion:** Chairman Hawk moved that agency legal service rates charged to other agencies increase from \$84 to \$93 per hour and investigator rates from \$50 to \$53 per hour.

Discussion:

00:20:29 Sen. Bales

00:20:56 Chairman Hawk

00:21:00 Ms. Gervais

00:21:15 Sen. Bales

00:21:35 Ms. Gervais

00:22:04 Sen. Bales

00:22:28 Sen. Gallus

00:23:07 Chairman Hawk

00:23:13 **Vote:** Motion on ALS rate increase carried unanimously by voice vote.

DP 1201 Base Adjustments MVD Field operations Bureau

00:23:19 **Motion/Vote:** Rep. Hiner moved **DP 1201** with reduction of \$64,000 general fund and \$43,000 state special revenue each year to remove vehicle purchases **BE ADOPTED.** Motion carried unanimously by voice vote.

DP 1202 Base Adjustments MVD Title and Registration Bureau

00:23:49 **Motion/Vote:** Rep. Hiner moved **DP 1202 BE ADOPTED.**
Motion carried unanimously by voice vote.

DP 1204 Adjust Base for HB 577, HB 261, & HB 90 Debt Pmts.

00:24:15 Ms. Gervais

00:24:39 Rep. Hiner

00:24:42 Ms. Gervais

00:24:50 **Motion/Vote:** Sen. Gallus moved **TO MAKE DP 1204 BIENNIAL.** Motion carried unanimously by voice vote.

00:25:04 Ms. Gervais

00:25:19 Sen. Bales

DP 1205 New Driver's License Production Costs

00:25:47 **Motion/Vote:** Sen. Gallus moved **DP 1205 BE ADOPTED.** Motion carried unanimously by voice vote.

DP 1207 Point of Sale Title and Registration Forms

00:26:16 **Motion/Vote:** Rep. Hiner moved **DP 1207 BE ADOPTED.** Motion carried unanimously by voice vote.

DP 1208 License Plate Reissue - One Time Only

00:26:46 **Motion:** Chairman Hawk moved **DP 1208 BE ADOPTED** as One Time Only and restricted.

Discussion:

00:27:06 Ms. Gervais

00:27:19 Chairman Hawk

00:27:38 Rep. Hiner

00:27:54 Ms. Gervais

00:28:14 Sen. Gallus

00:28:52 Chairman Hawk

00:29:15 Sen. Bales

00:29:27 **Vote:** Motion on DP 1208 carried unanimously by voice vote.

CJIN

00:29:44 Chairman Hawk

00:29:51 Ms. Gervais

00:30:28 Chairman Hawk

00:30:36 Ms. Gervais

00:30:40 **Motion/Vote:** Rep. Hiner moved **TO REMOVE** \$375,000 from the base for CJIN. Motion carried unanimously by voice vote.

**DP 1802 Sexual and Violent Offender Registry (SVOR) Program -
FTE for Program**

00:30:56 **Motion/Vote:** Chairman Hawk moved **DP 1802 BE ADOPTED.**
Motion carried unanimously by voice vote.

**DP 1806 Division of Criminal Investigation (DCI)
Base Adjustments**

00:31:24 **Motion:** Rep. Hiner moved **DP 1806 be funded** at \$73,452
general fund and \$52,924 state special revenue in FY
2010 and \$89,000 general fund and \$54,184 state special
revenue in FY 2011.

Discussion:

00:31:54 Ms. Gervais
00:33:28 Chairman Hawk

00:33:31 **Vote:** Motion carried unanimously by voice vote.

DP 1814 Continue Meth Watch Program - Rest/Bein/OTO

00:33:47 **Motion:** Chairman Hawk moved **TO ADOPT DP 1814** at
\$500,000 restricted, biennial and one time only.

00:34:06 **Substitute Motion:** Sen. Gallus moved **TO MAKE** it
\$750,000.

Discussion:

00:34:27 Chairman Hawk
00:34:33 Rep. Hiner
00:34:47 Ms. Gervais

00:35:38 **Vote:** Substitute motion failed 6-1 by roll call vote
with Sen. Gallus voting aye.

00:36:25 **Vote:** Motion on DP 1814 carried unanimously by voice
vote.

DP 3201 Base Year Adjustments for Building Maintenance

00:36:37 **Motion/Vote:** Rep. Hiner moved **DP 3201 BE ADOPTED.**
Motion carried unanimously by voice vote.

DP 3203 Crime Lab Request for Equipment (Bien) - OTO

00:37:16 **Motion:** Rep. Getz moved **DP 3203 BE ADOPTED** as a biennial, one time only appropriation.

Discussion:

00:37:31 Sen. Bales

00:37:42 Ms. Gervais

00:38:02 **Vote:** Motion carried unanimously by voice vote.

DP 202 Ag Anti-Trust Attorney

00:38:43 **Motion:** Rep. Nooney moved **DP 202 BE ADOPTED**.

00:38:56 Sen. Gallus

00:39:15 **Vote:** Motion carried unanimously by voice vote.

**Elected Official Request 1 - Increase attorney salaries
to 90 percent of market**

00:39:42 **Motion/Vote:** Sen. Gallus moved Elected Official Request 1 **BE ADOPTED**. Motion carried unanimously by voice vote.

**Elected official request 2 - 1.00 FTE Computer Crimes
Investigation**

00:40:35 **Motion:** Rep. Hiner moved Elected Official Request 2 **BE ADOPTED** with language requiring offset of federal funds received. Funding in line Division of Criminal Investigation includes \$189,728 general fund money for fiscal year 2010 and \$177,028 general fund money for FY 2011 that is contingent upon the non availability of federal grant funds to support computer crimes investigations and must be reduced dollar for dollar by the amount of any federal grant funds received to support computer crimes investigation.

00:40:59 Ms. Gervais

00:41:12 **Vote:** Motion carried unanimously by voice vote.

Elected official request for POST Council Reduced to 1 FTE and operations

00:1:51 **Motion/Vote:** Rep. Hiner moved the Elected Officials Request for POST with 1.00 FTE and operating cost for \$141,673 in FY 2010 and \$141,673 in FY 2011
BE ADOPTED. Motion carried unanimously by voice vote.

00:42:51 Chairman Hawk

00:42:59 Ms. Gervais

00:44:16 Larry Fasbender, Deputy Director, Department of Justice

00:45:03 Chairman Hawk explained that the subcommittee reviewed the list of ideas for interim monitoring and removed items related to decision packages that were not adopted. Chairman Hawk indicated that without objection the listed items would be recommended to the Legislative Finance Committee for monitoring. No objections were raised.

Office of Public Defender

PL 0001 Support of Increased Caseload

00:46:24 **Motion/Vote:** Sen. Brueggeman moved that **PL 0001**
BE ADOPTED. Motion carried unanimously by voice vote.

PL 0009 ITSD Fixed Cost PL Adjust

00:47:46 **Motion/Vote:** Sen. Brueggeman moved that **PL 0009**
BE ADOPTED. Motion carried unanimously by voice vote.

PL 0002 Support Increase in Caseload - Appellate

00:48:13 **Motion/Vote:** Sen. Brueggeman moved that **PL 0002**
BE ADOPTED. Motion carried unanimously by voice vote.

00:48:40 Chairman Hawk

00:49:09 Ms. Gervais

00:49:22 **Motion/Vote:** Chairman Hawk moved **TO RECOMMEND** the language be included in the companion bill to HB 2.
Motion carried unanimously by voice vote.

DP 5 Union Career Ladder Pay Increases

00:49:51 **Motion:** Sen. Gallus moved **DP 5 BE ADOPTED.**

Discussion:

00:50:22 Ms. Gervais`
00:51:13 Chairman Hawk
00:51:19 Sen. Gallus
00:52:32 Chairman Hawk
00:52:39 Sen. Bales

00:53:04 **Vote:** Motion on DP 5 failed 3-4 by roll call vote with
Sen. Gallus, Rep. Getz, and Rep. Hiner voting aye.

00:53:44 Chairman Hawk
00:53:58 Ms. Gervais
00:54:54 Chairman Hawk
00:55:05 Randi Hood
00:56:46 Chairman Hawk explained that the subcommittee reviewed
the list of ideas for interim monitoring and removed
items related to decision packages that were not
adopted. Chairman Hawk indicated that without
objection the listed items would be recommended to the
Legislative Finance Committee for monitoring. No
objections were raised.

00:57:00 **BREAK**

01:03:10 **Reconvene**

Department of Corrections

01:03:20 Chairman Hawk

PL 802 Board Member Per Diem

01:03:36 **Motion/Vote:** Sen. Gallus moved **DP 802 BE ADOPTED.**
Motion carried unanimously by voice vote.

PL 806 Annualization for BOPP office space.

01:04:00 **Motion:** Rep. Getz moved **PL 806 BE ADOPTED.**
01:04:25 Ms. Gervais

01:04:29 **Vote:** Motion carried unanimously by voice vote.

PL 101 Powell County Contract Increase

01:04:48 **Motion/Vote:** Rep. Hiner moved **PL 101 BE ADOPTED.**
Motion carried unanimously by voice

NP 902 Collections Unit System - One Time Only

01:04:58 **Motion/Vote:** Rep. Nooney moved **NP 902 BE ADOPTED** as one time only. Motion carried unanimously by voice vote.

PL 601 Outside Medical Additional Authority

01:05:15 **Motion/Vote:** Sen. Gallus moved **PL 601 BE ADOPTED**. Motion carried unanimously by voice vote.

PL 702 Training Manuals

01:05:34 **Motion/Vote:** Rep. Nooney moved **PL 702 BE ADOPTED**. Motion carried unanimously by voice vote.

PL 703 Early Return to Work

01:05:50 **Motion/Vote:** Rep. Nooney moved **PL 703 BE ADOPTED**.
Motion carried unanimously by voice vote.

NP 601 PREA Supplies - (Bien/OTO)

01:06:10 **Motion/Vote:** Rep. Getz moved **NP 601 BE ADOPTED** as a biennial one time only appropriation.

Discussion:

01:06:21 Sen. Gallus

01:06:41 Ms. Gervais

01:06:55 **Vote:** Motion carried unanimously by voice vote.

PL 602 Software Maintenance

01:07:00 **Motion/Vote:** Rep Hiner moved **PL 602 BE ADOPTED**. Motion carried unanimously by voice vote.

PL 210 TSCTC Overtime

01:07:20 **Motion/Vote:** Sen. Gallus moved **PL 210 BE ADOPTED**.
Motion carried unanimously by voice vote.

PL 204 Annualize Prerelease Beds

01:07:46 **Motion/Vote:** Rep. Nooney moved **PL 204 BE ADOPTED**. Motion carried unanimously by voice vote.

PL 206 Annualize Northwest Prerelease

01:08:08 **Motion:** Rep. Nooney moved **PL 206 BE ADOPTED.** Motion carried unanimously by voice vote.

PL 216 Additional START Beds

01:08:34 **Motion:** Rep. Hiner moved DP 0216 with a one year delay **BE ADOPTED.**

Discussion:

01:09:02 Ms. Gervais
01:09:32 Rep. Hiner
01:09:35 Ms. Gervais
01:09:54 Sen Gallus
01:10:46 Mike Ferriter, Director, Department of Corrections

01:11:23 **Vote:** Motion carried unanimously by voice vote.

PL 0208 Annualize Mental Health Meds and Services

01:11:33 **Motion:** Rep. Hiner moved **PL 0208 BE ADOPTED.**

Discussion:

01:11:48 Ms. Gervais
01:12:38 **Substitute Motion:** Rep. Hiner moved **TO ADOPT DP 208** with language in HB 2 on how the funds should be used.

Discussion:

01:12:58 Ms. Gervais
01:14:23 Rep. Hiner
01:14:29 Ms. Gervais
01:14:49 Chairman Hawk

01:14:56 **Vote:** Motion to adopt DP 0208 and include language in HB 2 carried unanimously by voice vote.

NP 219 Prerelease/Treatment Programs Per Diem Rate Increase

01:15:07 **Motion/Vote:** Rep. Hiner moved **NP 219 BE ADOPTED.** Motion carried unanimously by voice vote.

PL 211 Spending Authority for GPS Monitoring

01:15:46 **Motion/Vote:** Sen. Gallus moved that **PL 211 BE ADOPTED.** Motion carried unanimously by voice vote.

PL 212 Spending Authority for Supervision Fees

01:16:00 **Motion/Vote:** Rep. Nooney moved **PL 212 BE ADOPTED.**
Motion carried unanimously by voice vote.

PL 203 Annualize Treatment Beds

01:16:24 **Motion/Vote:** Rep. Nooney moved **PL 203 BE ADOPTED.**
Motion carried unanimously by voice vote.

PL 218 Additional Connections Corrections Beds

01:16:42 **Motion:** Rep. Nooney moved **PL 218 BE ADOPTED.**

Discussion:

01:16:58 Sen. Gallus
01:17:44 Mr. Ferriter
01:19:07 Sen. Gallus
01:19:25 Ms. Gervais
01:19:37 Sen. Gallus
01:19:40 Rep. Getz
01:19:54 Mr. Ferriter
01:20:38 Sen. Bales
01:20:48 Mr. Ferriter
01:20:59 Ms. Gervais
01:21:28 Sen. Bales
01:21:40 Sen. Gallis
01:22:06 Ms. Gervais
01:22:31 Sen. Gallus

01:22:35 **Vote:** Motion carried unanimously by voice vote.

PL 220 Annualize MASC

01:22:48 **Motion/Vote:** Rep. Hiner moved **PL 220 BE ADOPTED.**
Motion carried unanimously by voice vote.

MSP Shift Relief Factor FTE

01:23:12 **Motion:** Rep. Hiner moved **MSP FTE BE ADOPTED.**

Discussion:

01:23:35 Sen. Bales
01:24:20 Rep. Hiner
01:24:53 Ross Swanson, Deputy Warden, Montana State Prison
01:25:33 Rep. Getz
01:25:46 Mr. Swanson

01:26:05 Sen. Bales
01:26:31 Ms. Gervais
01:26:50 Sen. Bales
01:27:17 Mr. Swanson
01:27:50 Chairman Hawk
01:28:08 Ms. Gervais
01:28:34 Sen. Bales
01:28:54 Chairman Hawk
01:28:59 **Vote:** Motion carried 6-1 by voice vote with Sen. Bales
voting no.

PL 303 Mental Health Contract Conversion

01:29:22 **Motion/Vote:** Rep Hiner moved **PL 303 BE ADOPTED.** Motion
carried unanimously by voice vote.

PL 306 Montana State Prison Overtime Zero Based

01:29:42 **Motion:** Rep. Nooney moved **PL 306 BE ADOPTED.**

Discussion:

01:30:05 Rep. Getz
01:30:24 Ms. Gervais
01:30:52 Sen. Bales
01:31:04 Ms. Gervais
01:31:28 Sen. Bales
01:31:50 Ms. Gervais
01:32:11 Sen. Bales
01:32:44 Ms. Gervais
01:33:31 Sen. Bales
01:33:43 Ms. Gervais

01:34:05 **Vote:** Motion carried unanimously by voice vote.

PL 308 Montana State Prison Inmate Pay Zero Based

01:34:23 **Motion:** Rep. Nooney moved **PL 308 BE ADOPTED.**
01:34:43 Ms. Gervais

01:35:25 **Substitute Motion/Vote:** Chairman Hawk moved to reduce
PL 308 by \$32,130 per year. Motion carried unanimously
by voice vote.

PL 314 Work Dorm Expansion

01:35:51 **Motion/Vote:** Rep. Hiner moved **PL 0314 BE ADOPTED.**
Motion carried unanimously by voice vote.

**PL 309 Montana State Prison Fines and Fees Added Spending
Authority**

01:36:18 **Motion/Vote:** Rep Nooney moved **PL 309 BE ADOPTED.**
Motion carried unanimously by voice vote.

PL 301 Montana State Prison - Staff Transportation

01:36:48 **Motion/Vote:** Sen. Gallus moved **PL 301 BE ADOPTED** as
proposed on DP listing 144.490 general fund per year
and \$37,543 state special revenue per year. Motion
carried unanimously by voice vote.

PL 304 Montana State Prison - Equipment

01:37:15 **Motion/Vote:** Sen. Gallus moved **PL 304 BE ADOPTED.**
Motion carried unanimously by voice vote.

PL 305 Montana State Prison - Video Equipment

01:37:37 **Motion/Vote:** Rep. Hiner moved **PL 305 BE ADOPTED** as a
biennial one time only appropriation. Motion carried
unanimously by voice vote.

**PL 318 Montana Women's Prison Maintenance and Supplies -
(Bien/One Time Only)**

01:37:55 **Motion/Vote:** Sen. Gallus moved **PL 318 BE ADOPTED** as
biennial one time only. Motion carried unanimously by
voice vote.

PL 316 Montana Women's Prison Overtime

01:38:12 **Motion/Vote:** Sen. Gallus moved **PL 316 BE ADOPTED.**
Motion carried unanimously by voice vote.

PL 317 Montana Women's Prison Inmate Pay - Zero Based

01:38:33 **Motion/Vote:** Sen. Gallus moved **PL 317 BE ADOPTED.**
Motion carried unanimously by voice vote.

PL 311 Contract Beds - Annualization

01:38:57 **Motion:** Sen. Gallus moved **PL 311 BE ADOPTED.**

01:39:17 **Substitute Motion:** Chairman Hawk moved to **REDUCE PL 311** by half and provide \$2,057,685 in FY 2010 and \$2,664,315 in FY 2011.

01:39:39 Rep. Hiner

01:40:02 **Vote:** Motion carried unanimously by voice vote.

NP 0313 Contract Beds Per Diem Increase

01:40:14 **Motion:** Rep. Hiner moved **NP 0313 BE ADOPTED.**

Discussion:

01:40:36 Ms. Gervais

01:41:09 Chairman Hawk

01:41:13 **Vote:** Motion carried unanimously by voice vote.

**ADD TO DP 313 Contract Beds Per Diem Increase - other than
Regional Prison**

01:41:23 **Motion/Vote:** Rep. Hiner moved to **ADD FUNDING TO DP 313** for rate increase for Shelby prison. Motion carried unanimously by voice vote.

PL 0312 Contract Beds - Population Growth

01:41:57 **Motion/Vote:** Rep. Hiner moved **PL 0312 BE REDUCED** by half and **BE ADOPTED.** Motion carried unanimously by voice vote.

01:42:33 Sen. Gallus

DP 402 License plate renewal

01:42:59 **Motion/Vote:** Chairman Hawk moved **DP 402 BE ADOPTED** as a restricted, biennial appropriation.

Discussion:

01:44:03 Rep. Hiner

01:44:27 Chairman Hawk

01:44:32 **Vote:** Motion carried unanimously by voice vote.

PL 404 Overtime and Inmate Payroll

01:44:48 **Motion/Vote:** Rep. Hiner moved **PL 404 BE ADOPTED.**
Motion carried unanimously by voice vote.

NP 0406 Canteen

01:45:32 **Motion/Vote:** Rep. Hiner moved **NP 0406 BE ADOPTED** as one
time only. Motion carried unanimously by voice vote.

PL 406 Added Authority - Canteen-SSR

01:45:55 **Motion/Vote:** Sen. Gallus moved **PL 406 BE ADOPTED.**
Motion carried unanimously by voice vote.

APPROVE RATES

01:46:28 Ms. Gervais

01:47:32 **Motion/Vote:** Sen. Gallus moved **TO APPROVE** rate
increases as proposed. Motion carried unanimously by
voice vote.

01:47:46 Ms. Gervais

01:48:14 **Motion/Vote:** Sen. Gallus moved **To APPROVE** rate
increases as proposed. Motion carried unanimously by
voice vote.

NP 501 Juvenile Re-Entry

01:48:29 **Motion/Vote:** Sen. Gallus moved **NP 501 BE ADOPTED.**
Motion carried unanimously by voice vote.

PL 0502 Youth Services Division Overtime - Zero Based

01:48:44 **Motion/Vote:** Rep. Hiner moved **PL 0502 BE ADOPTED.**
Motion carried unanimously by voice vote.

PL 0503 Youth Services Division Inmate Pay - Zero Based

01:49:17 **Motion:** Rep. Nooney moved **PL 0503 BE ADOPTED.**

01:49:39 Ms. Gervais

01:50:15 **Vote:** Motion carried unanimously by voice vote.

NP 0506 Riverside Repairs - (Bien/One Time Only)

01:50:22 **Motion/Vote:** Rep. Nooney moved **NP 506 BE ADOPTED** as biennial and one time only. Motion carried unanimously by voice vote.

Remove Funding for Vacant Positions

01:50:47 **Motion/Vote:** Chairman Hawk moved **TO REMOVE** 3 positions from the Department of Corrections. Motion carried 6-1 by voice vote with Sen. Gallus voting no.

01:51:01 Chairman Hawk

01:51:27 Ms. Gervais

01:55:52 Mr. Ferriter

01:57:40 Sen. Gallus

01:58:12 Chairman Hawk

01:58:30 Mr. Ferriter

02:06:32 Chairman Hawk

02:06:46 Ms. Gervais

02:07:05 **Motion/Vote:** Rep. Hiner moved to provide program two and three appropriations as biennial. Motion carried unanimously by voice vote.

02:07:31 Chairman Hawk explained that the subcommittee reviewed the list of ideas for interim monitoring, removed items related to decision packages that were not adopted and added to the list the 12.00 FTE added to Montana State Prison and funded by a reduction in overtime. Chairman Hawk indicated that without objection the listed items would be recommended to the Legislative Finance Committee for monitoring. No objections were raised.

Montana Board of Crime Control

02:07:43 **Motion/Vote:** Rep. Hiner moved to **RECONSIDER** action on **DP 0103**. Motion carried unanimously by voice vote. She explained that the subcommittee reviewed the list of ideas for interim monitoring and removed items related to decision packages that were not adopted.

02:07:59 Chairman Hawk indicated that without objection the listed items would be recommended to the Legislative Finance Committee for monitoring. No objections were raised.

Discussion:

02:08:52 Ms. Gervais
02:09:05 Rep. Hiner
02:09:08 Chairman Hawk
02:09:16 Ms. Gervais
02:09:52 Roland Mena, Board of Crime Control
02:10:00 Ms. Gervais
02:12:12 Wayne Budt, Public Service Commission
02:13:36 Ms. Gervais
02:13:52 Chairman Hawk explained that the subcommittee reviewed
the list of ideas for interim monitoring and determined
that no items related to Public Service Regulation
would be recommended to the Legislative Finance
Committee for monitoring.
02:14:23 Ms. Gervais
02:14:45 Chairman Hawk

ADJOURNMENT

02:15:02 Adjournment: 11:25 P.M.

Debbie Carlson, Secretary

dc

Additional Document

Additional Documents:

EXHIBIT ([jch39aad.pdf](#))